IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7385 OF 2006

WRIT PETITION NO.7386 OF 2006

WRIT PETITION NO.7387 OF 2006

WRIT PETITION NO.7388 OF 2006

WRIT PETITION NO.7389 OF 2006

WRIT PETITION NO.7385 OF 2006

Purvanchal Co-operative Housing
Society Ltd., .. Petitioner .

vs.

P. V. P. Warier
& Ors. . .. Respondents.

Mr. R.G. Ketkar for petitioner .
Mr. S.K. Chinchalikar, AGP. for State.
Mr. M.R. Phal for Respondent No. 1.

WRIT PETITION NO.7386 OF 2006

Purvanchal Co-operative Housing
Society Ltd., .. Petitioner .

vs.

Tribovan Singh Gopal Singh
& Ors. . .. Respondents.

Mr. R.G. Ketkar for petitioner .

Mr. S.K. Chinchalikar, AGP. for State.

Mr. M.R. Phal for Respondent No. 1.

WRIT PETITION NO.7387 OF 2006

Purvanchal Co-operative Housing
Society Ltd., .. Petitioner .

vs.

Manoj S. Prajapati
& Ors. . .. Respondents.

Mr. R.G. Ketkar for petitioner .

Mr. S.K. Chinchalikar, AGP. for State.

Mr. M.R. Phal for Respondent No. 1.

WRIT PETITION NO.7388 OF 2006

Purvanchal Co-operative Housing
Society Ltd., .. Petitioner .

vs.

Ashok K. Parab
& Ors. . .. Respondents.

Mr. R.G. Ketkar for petitioner .

Mr. S.K. Chinchalikar, AGP. for State.

Mr. M.R. Phal for Respondent No. 1.

WRIT PETITION NO.7389 OF 2006

Purvanchal Co-operative Housing
Society Ltd., .. Petitioner .

vs.

Kuzhikkatil Ravindran
& Ors. . .. Respondents.

Mr. R.G. Ketkar for petitioner .
Mr. S.K. Chinchalikar, AGP. for State.
Mr. M.R. Phal for Respondent No. 1.

CORAM : A.P. DESHPANDE, J.

DATE : 10th November, 2006.

P.C.

. These are the petitions filed by a co-operative housing society calling in question the legality of an order passed by the Joint Registrar, Co-operative Societies dated 3.11.2006 which in turn allowed the appeals preferred by the respondent under section 152-A of the Maharashtra Co-operative Societies Act and directed acceptance of the respondents nomination forms. In all these petitions, the impugned order holds that the respondents are eligible to contest the election and hence by setting aside the order passed by the Returning Officer has directed acceptance of the nomination papers. Arguable grounds are raised in

these petitions but what is relevant to be noted is that the election process has reached final stage and what is left to be completed is actual voting which is scheduled to be held on 12.11.2006 and the final list of the contesting candidates is already published on 4.11.2006. These petitions cannot be entertained without halting and interrupting the election process which is impermissible in view of the law laid down by the Apex Court in Sant Sadguru's case and hence no interference with the election process at this stage is called for. However, it is made clear that it shall be open for the petitioners to raise the grounds that are raised in these petitions, in a dispute, if and in case the petitioners file one before the Co-operative Court.

2. In the result, the writ petitions are summarily rejected.

(A.P. Deshpande, J.)